5242929/2021/VIG-I-PRR01

GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

PS – PR & RD Dept. – Allegations of irregularities in execution of Road from "SD Road @ 19/0 Km to Yeguvaganjaibadra in Salur Mandal, Vizianagaram District" – Charges partly proved in the Commissioner of Inquiries against Sri B.V.S. Chiranjeevi, the then Superintending Engineer (PR) (now Retired) - Enquiry Report communicated – Representation – Imposition of penalty of 2% cut in pension for a period of one (1) year under Rule 9 of A.P. Revised Pension Rules, 1980 – Orders – Issued.

PANCHAYAT RAJ AND RURAL DEVELOPMENT (VIG. I) DEPARTMENT

G.O.Rt.No.626 **Dated: 24.11.2021.**

Read the following :

1 .From the DG, V&E, VR No.33(C.No.796/V&E/E2/2013), Dt.27.11.2014.
2. G.O.Rt.No.630,PR & RD (Vig.I) Department, Dt.27.06.2015.
3. G.O.Rt.No.951, PR & RD (Vig. I) Department, D:05.10.2015.
4. From ENC, PR, A.P., Hyd., Lr.No.Vig.I(1)/1067/2014, Dt.14.09.2015, 28.09.2015 & 28.01.2016.
5. G.O.Rt.No.614, PR & RD(Vig.I) Department, Dt.20.06.2016.
6. G.O.Rt.No.63, PR & RD(Vig.I) Department, Dt.29.01.2018.
7. From P.K.Sarangi, IFS, COI, Member, GA (COI) Dept, D.O.Lr.No.34/COI-PKS/2018, Dt.10.10.2018.
8. Govt.Memo.No.14765/Vig.I/2014,PR&RD(Vig.I)Deptt., Dt.29.01.2019.
9. From Sri B.V.S. Chiranjeevi, Superintending Engineer, (Retired) representation dt: Nil (received on 22.06.2019)
10. Govt. Memo No. 14765/Vig. I/2014, PR&RD (Vig. I) Department, Dt: 29.10.2019.
11. From Sri B.V.S. Chiranjeevi, Superintending Engineer (PR), representation dt: nil (received on 9.04.2021)
12. Govt. Letter No. No. 14765/Vig. I/2014, PR&RD (Vig. I) Dept., Dt: 19.07.2021.
13. From the Secretary, APPSC, Letter No. 412/DC&C/2021, dt: 21.09.2021.

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ORDER :

Based on the report of the Director General, General Administration (Vigilance & Enforcement) Department made in the reference 1st read above, on the allegations of irregularities in execution of Road from "SD Road @ 19/0 Km to Yeguvaganjaibadra in Salur Mandal, Vizianagaram District" Government in the references 2nd and 3rd read above, have instituted common disciplinary proceedings under Rule 24 of A.P.C.S (CC&A) Rules, 1991 duly framing following article of charge under Rule 20 of said Rules against Sri B.V.S. Chiranjeevi, the then Superintending Engineer (PR), Srikakulam (now retd.) inter-alia among (9) others, with a direction to submit his written statement of defence :

(P.T.O.,)

Charge:

That B.V.S Chiranjeevi, Superintending Engineer, PR, Srikakulam District has committed certain irregularities, He has not taken any action for obtaining the EOAT in time and that he was not inspected the road during his tenure and send report based on the SQM and NQM reports available with him and reported as the road condition satisfactory as against to the actual road Condition and SQM and NQM Reports. Hence the charge.

2. In the reference 4th read above, the Engineer - in - Chief, Panchayat Raj, AP,among others, vide letter dt: 28.01.2016, has furnished acknowledgment copy regarding service of charges on the Charged Officer. According to which, the charged officer has received the charges on 02.11.2015, but he has not submitted his written statement of defence.

3. Government, after examination, have decided to conduct regular enquiry into the matter against the charged officer and other nine (9) co-charges officers involved in the case. Accordingly, in the reference 5th read above, Government have appointed Dr.Premchand, IAS (Retired), Commissioner of Inquiries, General Administration Department as Inquiry Authority to conduct common enquiry into the charges framed the charged officer Sri B.V.S. Chiranjeevi, Superintending Engineer, PR and also against (9) other co - charged officers involved in the case. Further, the case was re-assigned to Sri P.K.Sarangi, IFS, C.O.I, G.A. Department, vide reference 6th read above.

4. In the reference 7th read above, the Inquiring Authority has submitted inquiry report dt: 10.10.2018 and held that charges framed against the charged officer Sri B.V.S. Chiranjeevi, the then Superintending Engineer (FAC), Vizianagaram is "partly proved".

5. In the reference 8th read above, Government have communicated a copy of inquiry report to the charged officer Sri B.V.S. Chiranjeevi, the then Superintending Engineer, PR & Others, for submitting their representation, if any, on the inquiry report.

6. In the reference 9th read above, the Charged Officer Sri B.V.S. Chinrajeevi, Superintending Engineer (PR) has submitted his representation stating that he was retired from service on 30.06.2018 and requested to exonerate him from the charge.

7. Government examined the representation of the charged officer and observe that the Charged Officer has not submitted any valid explanation. As such Government have provisionally decided to impose a penalty of 2% cut in pension for a period of one year against the Charged Officer Sri B.V.S. Chiranjeevi, Superintending Engineer (PR) (Retired) under Rule 9 of A.P. Revised Pension, 1980 for the charge partly held proved against him. Accordingly, in the reference 10th read above, Government have communicated the above provisional decision to the charged officer with a direction to submit his representation if any in the matter.

8. In the reference 11th read above, the charged officer Sri B.V.S. Chiranjeevi, Superintending Engineer (PR) (Retired) has submitted his representation duly stating that, he was held the post of Superintending Engineer, PR, Vizianagaram (FAC) and upon noticing that the work was not completed, he obtained EOAT proposals from the Executive Engineer (PR)

(Continued on page 3)

and submitted to ENC, PR. No further work was carried out during his tenure as FAC Superintending Engineer, Vizianagaram. The main allegation was about inferior quality of work and he did not find time to inspect the work and no financial loss. He has requested to re-consider the findings of Inquiry Authority and to drop further action against him as he was retired from service and his pensionary benefits are pending.

9. Government have examined the representation of the charged officer and observe that the Inquiry Authority in the inquiry report dt: 10.10.2018, among others, has given findings in respect of the Charged Officer on the Issue No.2 viz, that the C.O did not inspect the work during his tenure as Superintending Engineer, Srikakulam and Superintending Engineer, FAC, Vizialangaram. The Inquiry Authority has mentioned that a complaint was received by the C.O.-7 Sri B.V.S. Chiranjeevi, Superintending Engineer on 23.02.2012 about the allegation of defective quality in execution of work. In such a case, the C.O-7 should have inspected the work personally. Instead of this, he simply forwarded the allegation to Charged Officer – 3 and even after he knowing that the work was not completed, the C.O -7 did not inspect the work before submitting the EOAT proposals to the ENC,PR. The Inquiry Authority has concluded his finding that the lapses on the part of C.O.7 for not check measuring and finding out the quality of work before inspection of vigilance team (between 05.11.2013 to 28.11.2013), is proved as far as Issue 2 is concerned.

10. In view of the above, Government have observed that the Charged Officer has not submitted any valid grounds in his present representation. As such his contention to drop further action is devoid of merits. Accordingly, Government have decided to proceed further to impose the penalty and addressed the A.P. Public Service Commission for their concurrence vide reference 12th read above. The Secretary, APPSC has communicated the consent of the Commission to impose the penalty of 2% cut in pension for a period of one (1) year against the charged officer and advised to take action accordingly, vide reference 13th read above.

11. Accordingly, Government, after careful examination of the matter, hereby impose the penalty of 2% cut in pension for a period of one year against Sri B.V.S. Chiranjeevi, former Superintending Engineer (PR), Srikakulam and Superintending Engineer, PR, Vizianagaram (FAC)(now retired) under Rule 9 of A.P. Revised Pension Rules, 1980 in the matter.

12. The Engineer-in-Chief, Panchayat Raj, A.P, Vijayawada shall take necessary action in the matter accordingly.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

GOPAL KRISHNA DWIVEDI
PRINCIPAL SECRETARY TO GOVERNMENT

To
Sri B.V.S. Chiranjeevi, former Superintending Engineer, PR, Srikakulam (Retd.)
through Engineer – in - Chief, Panchayat Raj, Andhra Pradesh, Vijayawada.
The Engineer–in-Chief, Panchayat Raj, Andhra Pradesh, Vijayawada (with a request to serve the order on the individual and furnish the dated acknowledgment copy)

(P.T.O.,)

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Copy to:

The Secretary to Vigilance Commission, Andhra Pradesh Vigilance Commission, Velagapudi.
The Secretary, A.P. Public Service Commission, Vijayawada.
The Accountant General, A.P, Vijayawada.
The P.R. & R.D (Estt.I) Department.
Sf/Sc.

//FORWARDED::BY::ORDER//

SECTION OFFICER